

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

(SAN FRANCISCO DIVISION)

In re: Bextra and Celebrex Marketing Sales)	MDL No. 1699
Practices and Products Liability Litigation)	
)	District Judge: Charles R. Breyer
)	Magistrate:
)	
)	
)	
)	
Gaile Blair, as Special Administrator of the)		
Estate of Morris Markum,)	Case No. 06-3011 CRB
)	
Plaintiffs,)	NOTICE OF DISMISSAL
)	
)	
v.)	
)	
PFIZER, INC., PHARMACIA CORP., and)		
G.D. SEARLE & CO.,)	
)	
Defendants.)	

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Comes now the Plaintiff, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action without prejudice with each side bearing its own attorneys' fees and costs.

Should Plaintiff or a representative attempt to re-file claim against Defendants, they shall do so only by re-filing in the United States District Court.

Dated: August 24, 2006

By _____/s/_____
Stuart M. Gordon, Esq.
CA Bar No.: 37477
Gordon & Reese
275 Battery Street, Suite 2000
San Francisco, CA 94111
Telephone: (415) 986-5900
Facsimile: (415) 262-3801

ATTORNEYS FOR DEFENDANT

By _____/s/_____
Robert D. Rowland, IL Bar No. 06198915
Aaron K. Dickey, IL Bar No. 06281731
GOLDENBERG HELLER ANTOGNOLI
ROWLAND SHORT & GORI P.C.
2227 South State Route 157
P.O. Box 959
Edwardsville, IL 62025
Telephone: (618) 656-5150
Facsimile: (618) 656-6230

ATTORNEYS FOR PLAINTIFF

PURSUANT TO STIPULATION, IT IS SO ORDERED.

September 6, 2006.

Honorable Charles R. Breyer
United States District Court

